

give notice thereof by publication in some newspaper of the county, for four weeks successively, if one be printed therein, if not by posting up written notices in three of the most public places in the county, said notices to contain a brief description of such stray, the name and residence of the taker up, and as near as may be, the time at which it was taken up.

SEC. 4. Any person may use or work a stray, legally taken up by him, if he does so with care and moderation, and not abuse or injure it.

May work the stray.

SEC. 5. If the owner and taker up of any stray cannot agree upon the amount of damages, charges, or for the use of such stray, the matter shall be settled by some justice of the peace in the same county, upon the application of either party, with notice to the other, the cost of which adjudication shall abide the decision of the justice, and such sum as the justice shall find due the taker up, over and above the use of such stray, shall be a lien on said stray until paid by the owner.

Damages, etc., to be a lien on stray.

SEC. 6. If the owner of any stray shall fail to appear and claim the same, or to pay the damages, costs, and charges, as aforesaid, for the space of one year from and after the first publication of notice, as provided in this act, the taker up shall have a complete and perfect title to the same.

Title of the taker up, when perfected.

SEC. 7. This act shall take effect on the first day of February next.

SEC. 8. All laws now in force in this Territory, relating to strays, are hereby repealed.

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CHAP. LIII.—An Act to permit certain animals to run at large.

SEC. 1. That all neat cattle, sheep, horses, (except stallions of the age of two years,) and hogs shall be permitted to run at large in this territory, at all times of the year, and the owner thereof shall not be liable for the damage which any such animal may do, unless the same be done upon enclosed ground, with a legal and sufficient fence, in which case such owner shall be liable in an action of trespass for all the damages done.

What animals may run at large.

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CHAP. LIV.—An Act to restrain unauthorized banking and for other purposes.

SEC. 1. No incorporated company, without being authorized by law, shall be in any manner concerned in receiving deposits, making discounts, or issuing notes or other evidences of debt, to be loaned or put into circulation as money; and any director or other agent or officer of any incorporated company, who shall violate any provision of this section, shall forfeit one thousand dollars.

Incorporated company not to issue notes, etc., without authority.

Penalty.

SEC. 2. No person or association of persons, or body corporate, except such bodies corporate as are expressly authorized by law, shall issue any bills or promissory notes or other evidences of debt, for the purpose of loaning them, or putting them in circulation as money, unless thereto especially authorized by law; and every person and every corporation, and every member of a corporation who shall violate either of the provisions of this section shall forfeit one thousand dollars.

Issuing bills to circulate as money.